

City of Heyburn Council Meeting & Public Hearing
Wednesday, November 10, 2021
7:00 P.M.

Mayor: Dick Galbraith.

Council Present: Chad Anderson, Joanne Justesen, Rose Schmitt, and Rick Tundag.

Employees Present:

Paul Ross, Ririe Thomander, Noah Shiner, Ivan McCracken, and Ashlee Langley.

Welcome & Pledge:

Meeting conducted by Mayor Dick Galbraith who welcomed everyone to the meeting and lead those present in the Pledge of Allegiance.

Discuss / Consider the Minutes of the October 27, 2021 City Council Meeting & Public Hearing and the November 03, 2021 Special City Council Work Meeting – ACTION ITEM

Those present reviewed the minutes of the October 27, 2021 City Council Meeting & Public Hearing and the November 03, 2021 Special City Council Work Meeting.

Motion by Chad Anderson to approve the minutes of the October 27, 2021 City Council Meeting & Public Hearing and the November 03, 2021 Special City Council Work Meeting as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Paying the Bills – ACTION ITEM

Those present reviewed the bills.

Motion by Chad Anderson to approve the bills as presented. Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Accept the Minidoka County Commissioner’s Canvass of Votes for the November 02, 2021 Election – ACTION ITEM

Motion by Joanne Justesen to accept the Minidoka County Commissioner’s Canvass of Votes as follows:

Mayor	4 -Year Term (Vote for 1)		
	<u>Heyburn #1</u>	<u>Heyburn #2</u>	<u>Absentee Voting</u>
Dick Galbraith	219	121	22
Mark Rosa	76	31	4
TOTAL:	362	Dick Galbraith	
	111	Mark Rosa	

City Council 4 – Year Term (Vote for 2)

	<u>Heyburn #1</u>	<u>Heyburn #2</u>	<u>Absentee Voting</u>
Chad Anderson	208	96	18
Dan Davidson	65	52	6
Rick Tundag	217	102	19
TOTAL:	322	Chad Anderson	
	123	Dan Davidson	
	338	Rick Tundag	

Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider R & 17th Street Lift Station and Forcemain Contractor’s Application for Payment No. 7 – ACTION ITEM

City Engineer Ivan McCracken provided those present with an update of the progress of the R & 17th Lift Station and Forcemain project.

Motion by Joanne Justesen to approve R & 17th Street Lift Station and Forcemain Contractor’s Application for Payment No. 7 in the amount of \$113,525 as presented. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Public Hearing for the Application for Jackson Group Peterbilt Subdivision for Preliminary and Final Plat submitted by Magic Valley Land & Cattle, LLC for their property located at 2531 A Street, Heyburn, Idaho.

Those present reviewed the application for Jackson Group Peterbilt Subdivision for Preliminary and Final Plat.

Mayor Galbraith opened the public hearing for the application for Jackson Group Peterbilt Subdivision for Preliminary and Final Plat.

Those speaking in favor were: None.

Those speaking in neither against nor in favor were: Bryan Jensen raised concerns regarding the lack of documentation provided to the Planning & Zoning Commission as well as concerns regarding traffic control and access for emergency services.

Those speaking against were: None.

Hearing no further comments, Mayor Galbraith closed the public hearing.

Discuss / Consider Application for Jackson Group Peterbilt Subdivision for Preliminary and Final Plat submitted by Magic Valley Land & Cattle, LLC for their property located at 2531 A Street, Heyburn, Idaho – ACTION ITEM

Those present discussed concerns regarding traffic control, emergency services, staff report, and missing attachments to the application.

After discussion, motion by Joanne Justesen to approve the application for Jackson Group Peterbilt Subdivision for Preliminary and Final Plat submitted by Magic Valley Land & Cattle, LLC for their property located at 2531 A Street, Heyburn, Idaho contingent upon the Mayor's discretion and the application accepted and signed by the City, vicinity map, adjacent property owners, narrative statement or site report being received and concerns regarding vehicles and emergency services addressed. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Plan of Annexation for Annexing Properties owned by Joshnik LLLP and State of Idaho Department of Highways, Unincorporated Minidoka County Property located at 326 South Highway 24, Heyburn, Idaho – ACTION ITEM

City Attorney Paul Ross provided those present with a training on the different categories of annexation and the process that will need to be completed in order to annex the Joshnik LLLP and State of Idaho Department of Highways properties as a Category B annexation.

After discussion, motion by Joanne Justesen to approve the Plan of Annexation for Annexing Properties owned by Joshnik LLLP and State of Idaho Department of Highways, Unincorporated Minidoka County Property located at 326 South Highway 24, Heyburn, Idaho as presented. Second by Rose Schmitt. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Discuss / Consider Adopting Resolution No. 2021-17 Adopting a Revised and Updated Personnel Policy – ACTION ITEM

Those present discussed changes made to the Personnel Policy including the removal of holiday compensation on the actual holiday making it only the holiday observed at the request of the Police Department. Those present also discussed the addition of consent forms and employee responsibility regarding city issued equipment.

After discussion, motion by Joanne Justesen to adopt Resolution No. 2021-17 with the changes discussed. Second by Rick Tundag. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Mayors Time, Committee Reports, and Department Reports

Mayor Galbraith thanked those that voted and stated he is appreciative and humbled by the confidence the residents have placed in him.

Councilwoman Joanne Justesen provided a brief update from the Joint Powers Animal Control Committee stating that the most recent general ledger reports have been provided to the city council for review.

Those present reviewed the Department Reports.

Councilman Chad Anderson stated he would like to recognize Shay Garner at the Rupert Recreation Department for all the great things she is doing for the youth in the area.

Comments from the Public (Each person has 3 min. to comment).

Mayor Galbraith opened this time up to the public for additional comments.

Comments made by two residents.

Executive Session

Pursuant to Idaho Code 74-206(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student – ACTION ITEM

Motion by Chad Anderson to go into executive session pursuant to Idaho Code 74-206(1)(b). Second by Joanne Justesen. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Executive Session Minutes

The Executive Session was conducted by Mayor Dick Galbraith. The topic was a matter of (b) personnel.

The Executive Session began at 8:10 PM.

No decisions were made.

Motion by Joanne Justesen to adjourn executive session. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

Executive Session returned to open session at 9:38 PM.

Motion to Adjourn - ACTION ITEM

Motion by Joanne Justesen to adjourn the council meeting. Second by Chad Anderson. Roll-Call Vote: Chad Anderson – Aye; Joanne Justesen - Aye; Rose Schmitt – Aye; Rick Tundag - Aye.

The council meeting adjourned at 9:41 PM.

Dick Galbraith
Mayor

Ashlee Langley
City Clerk/Treasurer